

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Patton et al  Application No: 10/693,318 Confirmation No: 8226  Filed: October 24, 2003  Title: METHOD AND DEVICE FOR DELIVERING AEROSOLIZED MEDICAMENTS		Group Art Unit: 3771  Examiner: Matter, Kristen Clarette  Attorney Docket No: 53207-US-CNT[4] (0001.13)  March 23, 2009 San Francisco, California 94107																			
Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450		<b>Extension of Time</b> <input checked="" type="checkbox"/> Applicant petitions for an extension of time under 37 C.F.R. 1.136																			
<b>Papers Enclosed</b> <b>Filed Electronically</b>  <input checked="" type="checkbox"/> Supplemental Appeal Brief <input type="checkbox"/> 0 Drawings <input type="checkbox"/> Supplemental Information Disclosure Statement <input type="checkbox"/> PTO-1449 Form <input type="checkbox"/> Citations <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Postcard for Return		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 40%;">Extension (Months)</th> <th colspan="2">Extension Fee</th> </tr> <tr> <th></th> <th style="width: 30%;">Large Entity</th> <th style="width: 30%;">Small Entity</th> </tr> <tr> <td><input checked="" type="checkbox"/> One Month</td> <td style="text-align: center;">\$130.00</td> <td style="text-align: center;">\$65.00</td> </tr> <tr> <td><input type="checkbox"/> Two Months</td> <td style="text-align: center;">\$490.00</td> <td style="text-align: center;">\$245.00</td> </tr> <tr> <td><input type="checkbox"/> Three Months</td> <td style="text-align: center;">\$1,110.00</td> <td style="text-align: center;">\$555.00</td> </tr> <tr> <td colspan="3" style="text-align: center;"><b>Total \$ 130.00</b></td> </tr> </table> <input type="checkbox"/> Applicant believes that no extension of term is required. However, this conditional petition is being made in case applicant has inadvertently overlooked the need for a petition for extension of time.		Extension (Months)	Extension Fee			Large Entity	Small Entity	<input checked="" type="checkbox"/> One Month	\$130.00	\$65.00	<input type="checkbox"/> Two Months	\$490.00	\$245.00	<input type="checkbox"/> Three Months	\$1,110.00	\$555.00	<b>Total \$ 130.00</b>		
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<b>Fees for Extra Claims</b>																					
	Claims remaining after amendment	Highest number previously paid for	Number Extra	Rate	Additional Fee																
				Large Entity	Small Entity																
Total Claims	38	38	0	\$52.00	\$26.00																
Independent Claims	3	3	0	\$220.00	\$110.00																
Multiple Dependent Claims	0	0	0	\$390.00	\$195.00																
Supplemental Information Disclosure Statement																					
<b>Total</b>					<b>\$0.00</b>																
<b>Fee Payment</b>  <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;">Fee for Extra Claims</td> <td style="text-align: center;">\$0.00</td> </tr> <tr> <td>Fee for Extension of Time</td> <td style="text-align: center;">\$130.00</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: center;"><b>\$130.00</b></td> </tr> </table>		Fee for Extra Claims	\$0.00	Fee for Extension of Time	\$130.00	<b>Total</b>	<b>\$130.00</b>	<b>Fee Deficiency</b> <input checked="" type="checkbox"/> If any additional extension and/or fee is required, please charge Deposit Account No. <u>10-0258</u> . and/or <input checked="" type="checkbox"/> If any additional fee for claims is required, please charge Deposit Account No. <u>10-0258</u> .													
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<input type="checkbox"/> Attached is check no. _____ in the sum of \$ _____. <input checked="" type="checkbox"/> Please charge Deposit Account No. 10-0258 in the sum of <b>\$130.00</b> .  <b><u>CERTIFICATE OF TRANSMISSION (37 C.F.R. §1.8a)</u></b>  I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, facsimile transmitted to the U.S. Patent Office at (571)273-8300, or electronically filed, on the date shown below:  By: <u>Melanie Hitchcock</u> Date: <u>March 23, 2009</u> Melanie Hitchcock		Please direct telephone calls to: Guy V. Tucker at (415) 538-1555 Please continue to send correspondence to: Guy V. Tucker Janah & Associates, P.C. 650 Delancey Street, #106 San Francisco, CA 94107  Respectfully Submitted,  By: <u>Guy V. Tucker</u> Date: <u>March 23, 2009</u> Guy V. Tucker Registration No. 45,302																			